IN THE UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE, TENNESSEE

WORD MUSIC, LLC., a Tennessee Limited Liability company, DAYSPRING MUSIC, LLC, a Tennessee Limited Liability Company, WORDSPRING MUSIC, LLC., a Tennessee Limited Liability company, UNICHAPPELL MUSIC, INC., a Delaware corporation, CHAPPELL & CO., INC., a Delaware corporation, COTILLION MUSIC, INC., a Delaware Corporation, RIGHTSONG MUSIC, INC., a Delaware Corporation, WALDEN MUSIC, INC., a New York Corporation, WARNER/TAMERLANE PUBLISHING CORP., a California corporation, and WB MUSIC CORP., a California corporation,

Plaintiff,

vs.-

PRIDDIS MUSIC, INC., a Nevada corporation, RICHARD L. PRIDDIS, individually, PROSOUND KARAOKE LTD., a United Kingdom corporation, MEDIOSTREAM, INC., a California corporation, d/b/a "K SUPERSTAR," D.J. MILLER MUSIC DISTRIBUTORS, INC., a Colorado corporation, d/b/a "PROSING," and DALE S. MILLER, Individually

Defendants.

Case No. 3:07-cv-502

JURY DEMAND

Judge Haynes

PLAINTIFFS' OPPOSITION TO DEFENDANT MEDIOSTREAM'S MOTION TO DISMISS

NOW COME the Plaintiffs, WORD MUSIC, LLC., a Tennessee Limited Liability Company, DAYSPRING MUSIC, LLC, a Tennessee Limited Liability Company, WORDSPRING MUSIC, LLC., a Tennessee Limited Liability company, UNICHAPPELL

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MUSIC, INC., a Delaware corporation, CHAPPELL & CO., INC., a Delaware corporation, COTILLION MUSIC, INC., a Delaware Corporation, RIGHTSONG MUSIC, INC., a Delaware Corporation, WALDEN MUSIC, INC., a New York Corporation, WARNER/TAMERLANE PUBLISHING CORP., a California corporation, and WB MUSIC CORP., a California corporation, ("Plaintiffs"), by and through their attorneys, Paul Harrison Stacey, Law Offices of Paul Harrison Stacey, P.C. and Timothy L. Warnock, Bowen, Riley, Warnock & Jacobson, PLC, and for their **PLAINTIFFS' OPPOSITION MEMORANDUM TO DEFENDANT MEDIOSTREAM'S MOTION TO DISMISS**, state as follows:

ARGUMENT

Defendant MEDIOSTREAM, INC. ("MEDIOSTREAM") has filed a Motion to Dismiss in which it joins with and adopts the PRIDDIS Defendants' previously filed motion and memorandum (Documents Nos. 13 and 14, filed June 1, 2007). The gist of the motion is that the "first to file" rule should be applied and that this case should be dismissed in deference to an earlier filed case in the Northern District of California. Plaintiffs hereby adopt their previously filed **PLAINTIFFS' MEMORANDUM OF POINTS AND AUTHORITIES IN OPPOSITION TO PRIDDIS DEFENDANTS' MOTION TO DISMISS** as and for their opposition to the MEDIOSTREAM motion, with one exception. Plaintiffs would direct this Court's attention to the fact that a Motion to Dismiss/Transfer/Stay has been filed in the case pending in the Northern District of California which is scheduled to be heard on September 26, 2007 at 9:00 a.m. A copy of the motion and notice are attached hereto marked Exhibit "A."

CONCLUSION

For the reasons set forth above, Defendants' motion to dismiss should be denied. In the alternative, the Court should defer ruling on Defendant's 'motion until a ruling has been made pursuant to Plaintiffs motion to dismiss which has been filed in the Northern District of California, after which this matter may well be moot.

RESPECTFULLY SUBMITTED,

By: s/ Timothy L. Warnock________________

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing was served by electronic means, via the Court's ECF system upon the following:

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this the 10th day of August, 2007.

s/ Timothy L. Warnock